

**MINUTES OF
CITY OF DUVALL
COUNCIL MEETING
October 22, 2009
7:00 P.M. - Duvall Fire Station
15600 – 1st Avenue NE, Duvall**

Council Workshop 6:00 PM: 2010 Budget Workshop

The City Council Meeting was called to order by Mayor Ibershof at 7:03 P.M.

Council Present: Gérard Cattin, Dianne Brudnicki, Vicki Edwards, Elizabeth Walker, Gary Gill, Anne Laughlin, Glen Kuntz.

Staff Present: Steve Leniszewski, Glenn Merryman, Harry Oestreich, Lara Thomas, Kari Sand – City Attorney, Jodee Schwinn.

I. Additions or Corrections to the Agenda:

Under Consent Agenda add: Payroll including checks #9113-9119 in the amount of \$146,966.18; Claims including checks #9120-9201, in the amount of \$326,400.64; Under Executive Session add: 15 minutes to Consider the Purchase & Sale of Real Property pursuant to RCW 42.30.110(1)(c).

II. Adoption of Council Agenda:

*It was moved and seconded (Gill-Cattin) to adopt the Council Agenda.
The motion carried. (7 ayes).*

III. Comments from the Audience:

Stephanie Mapelli, Leadership Eastside, P.O. Box 2985, Kirkland, 98083, wanted to share with everyone all of the accomplishments of Leadership Eastside (LE) since the institution's formation five years ago. She also thanked Mayor Ibershof for participating in the organization's "Eastside Mayor's Panel." She shared Leadership Eastside's Mission and Vision Statement, and named a number of recent graduates and members who call Duvall home.

IV. Approval of Consent Agenda:

It was moved and seconded (Walker-Laughlin) to approve the consent agenda which included Payroll Checks #9113-9119 in the amount of \$146,966.18; Claims Checks

#9120-920, in the amount of \$326,400.64; and approving the Council Meeting minutes of 10/8/09; The motion carried. (7 ayes).

**V. Presentation: Duvall Cultural Commission Report –
Kass Holdeman – 15 Minutes**

Duvall Cultural Commission Chair, Kass Holdeman, presented the Duvall Cultural Commission (DCC) Annual Report. She gave a Powerpoint presentation highlighting many of the DCC programs and projects that took place over this last year. They estimate that approximately 4,490 people attended these various local events, and over 1,260 volunteer hours were contributed. She also shared a slideshow of this year's well-attended and popular SummerStage Music in the Park concert series.

VI. Scheduled Items:

1. Mayor: Mayor Ibershof reminded everyone that a Joint Mobile Workshop will take place on October 29th for all of the Planning Commissioners and Council Members. The tour will be leaving City Hall at 2:00 PM. The Workshop will consist of touring Single-Family/Mixed Use neighborhoods in nearby jurisdictions to include Redmond, Kirkland, and Snoqualmie. Mayor Ibershof reported that he attended a City Manager-Mayors Summit Meeting last week. Some of the cities are doing pretty well, and some of the cities are really struggling. Most of the cities are exploring better, more creative and innovative ways to serve their citizens. They are considering ways to engage with private entities and with their communities. They are also looking at redefining what the new "normal" is going to look like because nobody in attendance at the meeting believed cities will ever be going back to the way things have been. Society is moving from communities of citizens to communities of consumers that want to know what they are getting for their money. Mayor Ibershof also reported that he attended the Association of Washington Cities (AWC) Regional Meeting. There was a lot of discussion on what AWC is going to look like over the next few years. They have a new Executive Director and he has some great insights as to how AWC can better serve its members. Lastly, Mayor Ibershof announced that he is helping to coordinate a Student Exchange Program with our Friendship City from South Korea. He is looking for families to host exchange students from South Korea for five weeks. In return, there may be an opportunity for some of our local students to participate in the program and go to South Korea.

2. Committee Reports:

a. Land Use Committee: Councilmember Dianne Brudnicki reported that the Committee was not able to meet, but they did conduct a vote via email regarding the Traffic Impact Fees. The Committee voted to support Public Works recommendation to increase the Traffic Impact Fee.

b. Public Works Committee: Councilmember Gary Gill reported that City Project Manager, Shaun Tozer, applied for and has been preliminarily awarded his first grant. The grant is through the Washington State Public Works Board and is for \$600,000. The

funds will be used to complete the second phase of the 275th Avenue NE Sidewalk Project. Councilmember Gill also reported that the Committee reviewed the change order on the current 275th Avenue NE Sidewalk contract. They discussed the snow equipment procurement request that will come up for approval on the agenda under New Business. The Committee also unanimously recommended support of the Traffic Impact Fee.

c. Public Safety Committee: Councilmember Vicki Edwards reported that flu preparedness was discussed at the Committee meeting. Currently, the Police, Fire, and City all have pandemic plans. She also reported on the new Fire Inspection program. About 75% of the businesses are through their first visit, however, most are requiring a follow-up visit, and that was not expected. The Committee briefly discussed the Fire District's budget. Their budget looks alright for 2010, but they are looking at ways to make the budget more efficient in the future. One of the potential opportunities is consolidation. Chief Lambert will come to a workshop and give more information at a later date.

d. Economic Development Committee: Councilmember Anne Laughlin reported that the Committee met and discussed funding, resources, and community events. The Committee voted to recommend the grants proposal process as a way for groups to request funding from the City. The majority also voted to make available \$11,000 for Human Services, out of the \$35,000 that is currently proposed in the budget for granting. The EDC continued discussion of the idea of collaborating with other Valley Cities to establish a Valley-wide events calendar that the Port of Seattle could help to market to its best target audience. It was decided that this should be a topic for discussion at an upcoming Snoqualmie Valley Governments Association Meeting to help move that idea forward. Lastly, she reported that she will be attending an Economic Development Conference highlighting "Valley" tourism, and for collaborating together on local projects.

e. Finance and Administration Committee: Councilmember Gérard Cattin reported that the City received a good letter of approval by the State Auditor's Office for the City of Duvall's 2008 audit. The Committee started looking at the granting process for Human Services and Community Events. They also discussed property taxes and the upcoming property tax measure. The Committee recommended setting the Human Services and Community Events grant funding at \$35,000. Lastly, Councilmember Cattin reported that Finance Director, Harry Oestreich, brought forward a mapping of the Council's goals against the current budget, and the budget spending so far reflects what the Council's goals and direction were when set at the beginning of the year.

VII. Public Hearing: City of Duvall Traffic Impact Fees

Boyd Benson, City Engineer, announced that a Resolution was being brought forward to update the City of Duvall Traffic Impact Fee. He distributed a memo and gave a presentation describing the process that was followed and how this fee was derived at.

He explained that staff is recommending a Traffic Impact Fee revision based on updated costs of the 2009 project list, and removal/deductions of two of the projects that were previously named on the list.

8:01 PM: The Public Hearing was opened.

Leroy Collinwood, 28532 NE 153rd Street, Duvall, said that he has spoken before to the Council and voiced his concern for increasing taxes, and now again tonight he is here to voice his concern over increasing fees. He said he appreciated the Mayor's earlier report that he had met with other city officials regarding looking at other creative ways to provide services for their cities. That is the kind of theme that he'd like to see Council consider; using what we have rather than looking to increase fees to provide the same services. He also questions using the construction cost index for annual increases. Nine percent per year is amazing and is just too much. Is it really necessary to raise fees to developers at nine percent per year? Just like the City wants to be careful in controlling its costs with the budget that it has, the citizens expect reasonable control of taxes and fees. If you raise those fees to developers, there will be fewer homes built.

Bruce Knowlton, 9720 NE 120th Pl, Kirkland, developer of the Cottonwood Project, among other parcels in the City, asked the Mayor and Council to not increase the Traffic Impact Fee until these economic conditions improve. This is not the time to increase another impact fee. This is a time when home prices are going down, and these costs get passed on to the home-buyer, making it even more difficult for them to afford homes in an already difficult economy. In the short-term, less revenue will be generated because of the higher fee. It is counteractive. If the City chooses to increase the fees, he urged Council to please consider looking at something more workable for the people who are building these homes. For instance, the City of Sammamish currently allows traffic impact fees to be paid at the time the house sells, rather than at the time of the building permit issuance.

David Hoffman, representing the Master Builders Association, Bellevue, stated that 10 months ago the City of Duvall increased its Park Impact Fee. He encouraged Council then not to do that. He commented that today the building industry is in an even worse state than it was 10 months ago, and right now is the wrong time to be raising any fees on any industry. Builders are dropping their prices already and are still not able to sell homes. Increasing fees is only going to make it more difficult to do business in Duvall. The economy is not expected to begin recovery until 2011 at the earliest. Now is not the right time to be raising fees. It only works against housing affordability.

Rob Millard, 28420 NE Cherry Valley Road, Duvall, said it seems like the City of Duvall is raising fees and taxes every other week. He stated that raising impact fees limits the amount of people who can purchase homes in Duvall. That then, reduces the ability to increase property tax revenue, it reduces sales tax, and businesses aren't going to come to town because there are not enough people to serve. He feels Council should focus more on keeping Duvall the town people moved here for, and less time figuring how to get other people to pay for it. The City will be in better shape if people continue to come

here. If you choose to raise this fee you will slow the building process. It will limit property tax revenue, fee revenue, limit growth, and the City's budget. It's bad for everyone. More priority should be placed on determining what projects are important, and what are not. The City should focus more on the future, and what the consequences of its choices may be.

Tyler Allen, 26815 NE 164th Street, Duvall, said he agrees with the previous speakers. He cannot think of a worse time to raise fees. This is not the right time. Looking at the list of traffic projects, he doesn't see anything that looks like it needs to be a priority. These projects could wait until there is a better time to pay for them.

8:17 PM: **The Public Hearing was closed.**

VIII. New Business:

1. (AB09-66) Approve and authorize the Mayor to sign Interlocal Agreement between the City of Duvall and King County regarding zoning for Burhen Property addition to Urban Growth Area. *It was moved and seconded (Laughlin-Brudnicki) to approve and authorize the Mayor to sign an Interlocal Agreement between the City of Duvall and King County regarding zoning for the Burhen Property addition to the Urban Growth Area. The motion carried. (7 ayes).*

2. (AB09-67) Approve and authorize the Mayor to sign the contract for the System Wide Pressure Relief Project Phase I to the apparent low bidder, Taylor's Excavators, Inc. *It was moved and seconded (Kuntz-Brudnicki) to approve and authorize the Mayor to sign the contract for the System Wide Pressure Relief Project Phase I to the apparent low bidder, Taylor's Excavators, Inc. The motion carried. (7 ayes).*

3. (AB09-68) Resolution #09-11 updating the City of Duvall Traffic Impact Fee. *It was moved and seconded (Walker-Gill) to approve Resolution #09-11 updating the City of Duvall Traffic Impact Fee. The motion carried. (5 ayes). (2 nays – Laughlin & Edwards).*

4. (AB09-69) Approve and authorize the Mayor to sign a Contract Amendment #1 with West Coast Construction for the NE 145th Street & 275th Avenue NE Sidewalk Improvement Project Phase I. *It was moved and seconded (Laughlin-Walker) to approve and authorize the Mayor to sign the Contract Amendment #1 with West Coast Construction for the NE 145th Street & 275th Avenue NE Sidewalk Improvement Project Phase I. The motion carried. (7 ayes).*

5. (AB09-70) Approve allocating funds for emergency management reserve dollars for emergency response and equipment. *It was moved and seconded (Kuntz-Gill) to approve allocating funds for emergency management reserve dollars for emergency response and equipment. Steve reviewed a list of top priorities and the proposed*

purchases. He explained that these items were discussed and recommended by the Public Works Committee. *The motion carried. (7 ayes).*

**IX. Executive Session: 15-minute pursuant to RCW 42.30.110(1)(c)
to consider the purchase and sale of Real Property.**

8:39 PM: The Council Chambers were cleared for a 15-minute Executive Session to consider to the purchase and sale of Real Property.

8:54 PM: The Council Meeting was called back to order.

X. Adjournment:
It was moved and seconded (Kuntz-Gill) to adjourn. The motion carried. (7 ayes).
The meeting Adjourned at 8:55 p.m.

Signed _____
Mayor Will Ibershof

Attest _____
Jodee Schwinn, City Clerk